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July 31, 2017

By Email and Electronic Submission

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460

Re: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the Freedom of Information Act ("FOIA") 5 U.S.C. § 552, I am requesting copies of the following U.S. Environmental Protection Agency ("EPA") records:

Copies of all Notices of Violation which EPA issued to Sid Richardson Carbon & Energy Company, and/or any of its affiliates, from 2010 to present which allege violations of the New Source Review and/or Prevention of Significant Deterioration requirements of the Clean Air Act, its regulations, and/or any relevant state implementation plans.

Copies of the most recent tolling agreement between EPA and Sid Richardson Carbon & Energy Company in connection with any New Source Review and/or Prevention of Significant Deterioration claims which EPA may have against Sid Richardson Carbon & Energy Company, and/or any of its affiliates.

For purposes of this request, "records" means documents, information, memoranda, letters, reports, drafts, communications, records of communications, telephone message records, calendars, handwritten or typed notes, facsimile transmissions, electronic mail, tapes and all other types of records in the possession, control, or custody of the EPA or contractors working for the EPA.

For all records responsive to these requests that are not produced based on an asserted exemption from disclosure, please prepare a privilege and/or exemption log describing, at a minimum (i) the type of record withheld; (ii) the date(s) of the creation of the record; (iii) the subject of the record; (iv) the identity of the author and all recipients of the record; and (v) a detailed description of the basis upon which EPA is withholding the record (e.g., the claim of privilege, FOIA exemption, etc.). To the extent any responsive documents are withheld based upon a

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claim of privilege or other exemption from disclosure, please produce redacted copies of all non-privileged or non-exempt factual material contained within such documents.

I confirm in advance my willingness to pay for all reasonable costs associated with searching and compiling these records. However, should these costs exceed \$500, I ask that you contact me prior to proceeding.

Please send me electronic copies of the requested records via email attachment, CD, DVD, or flash drive at the address above. Please direct any inquiries, notices, or determinations to me at (202) 736-8111. Thank you for your anticipated assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "David Buente".

David Buente

CC: Kellie Ortega, U.S. EPA
Elias Quinn, U.S. DOJ
John Loudermilk, Columbian
Joseph M. Gaynor, Jr., Columbian
Randy Waskul, Columbian
Ben Tannen, Sidley Austin LLP